

ANDERSON KILL P.C.

Attorneys and Counselors at Law

1251 AVENUE OF THE AMERICAS ■ NEW YORK, NY 10020
TELEPHONE: 212-278-1000 ■ FAX: 212-278-1733
www.andersonkill.com

Jerry S. Goldman, Esq.
Jgoldman@andersonkill.com
212-278-1569

Via ECF

March 9, 2021

The Honorable George B. Daniels
United States District Court
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, NY 10007

Re: Estate of John P. O'Neill, Sr. v. Al Baraka Inv. & Dev. Corp., et al.,
04-cv-1923 (S.D.N.Y.) (GBD) (SN)

Dear Judge Daniels:

Pursuant to this Court's Individual Practices in Civil Cases IV.D., the *O'Neill* Plaintiffs file this letter request for oral argument of Plaintiffs' Fed. R. Civ. P. 72(b) Objections to the Magistrate Judge's Report & Recommendation, dated January 22, 2021 (ECF No. 6601) recommending denial of class certification. The Court would likely find oral argument beneficial in weighing the applicable Rule 23 class certification factors against a uniquely complex 17-year record. No oral argument was previously held on the issue of class certification due to the COVID-19 pandemic. *See* ECF No. 6112.

We thank the Court for its attention to this matter.

Respectfully submitted,


Jerry S. Goldman, Esq.

cc: All Counsel via ECF

New York, NY ■ Los Angeles, CA ■ Stamford, CT ■ Washington, DC ■ Newark, NJ ■ Philadelphia, PA